REMARKS

First, the Notice is improper and must be withdrawn because it does not identify any filing made in this patent application.

Page 1 of the Notice (PTOL-324) states "[t]he amendment document filed on 06 August 2008 is considered non-compliant ..." However, no "amendment document" was in fact filed on this date in this application.

Paragraph 1 on page 2 of the Notice makes reference to a response filed on "02/13/2002." No response was filed on this date in this application. Paragraphs 1 and 2 on page 2 of the Notice also make reference to "Amendments" or "the reply" filed on "08/06/2008." As previously mentioned, no "Amendments" or "reply" were filed on this date in this application.

Consequently, Applicant respectfully submits that the Notice is improper and must be withdrawn inasmuch as it is not directed to any filing in this application.

Second, the most recent response submitted in this application identifies specific distinctions believed to render the claims patentable. Thus, the Notice would be improper with respect to this response should the USPTO erroneously assert that the Notice should somehow be considered as applying to this response.

A proper summary of recent filings in this application is as follows. A final office action was mailed in this application on June 25, 2008. An after final amendment was filed on October 27, 2008 and an advisory action was mailed on November 17, 2008. The advisory action indicated that the amendment would not be entered because it purportedly raised "new issues that would require further consideration and/or search." Thereafter, Applicant submitted a Request for Continued Examination (RCE) on November 25, 2008, requesting that the October 27, 2008 response be considered.

The Notice does not contain any assertion that the October 27, 2008 response is non-compliant. Indeed, this response points out the specific distinctions believed to render the claims patentable. Thus, Applicant submits that the October 27, 2008 response is compliant and that to the extent the USPTO contends that Notice was somehow intended to be directed to the October 27, 2008 response, it is entirely improper.

For example, page 21 of the October 27, 2008 response indicates that claim 1 has been amended to recite providing first information to a portable display device in response to an

information request received from the portable display device if the information server receives electronic ticket information from the portable display device and confirms that the passenger has the right to use the vehicle, and providing different, second information to the portable display device if the information server receives no electronic ticket information from the portable display device. The response also points to support for this amendment in the detailed description. The response notes that the applied references do not disclose or suggest this feature and further notes that claims 2, 10, 12, 13, 16, 17, 18 and 31-35 have been amended similarly to claim 1. Consequently, the October 27, 2008 response (and this present response) points out distinctions believed to render claims 1, 2, 10, 12, 13, 16, 17, 18 and 31-35 patentable (i.e., providing different information based on receiving or not receiving electronic ticket information from a portable display device). Moreover, additional arguments for other claims are presented on pages 21 and 22 of the response.

In short, the Notice is improper and must be withdrawn because it fails to refer to any filing made in this application. Moreover, the most recent response submitted in this application identifies the specific distinctions believed to render the claims patentable and thus the Notice would be improper with respect to this response.

Consequently, consideration of the October 27, 2008 response is believed to appropriate and is respectfully requested.

Respectfully submitted,

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